

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEW HAMPSHIRE

Randy S. Campney

v.

Civil No. 06-cv-297-JD

Superintendent, Bare Hill  
Correctional Facility

Procedural Order

On August 26, 2008, the court denied the Superintendent's motion for summary judgment without prejudice, because the question of procedural default could not be resolved while Randy Campney's motion for a new trial was pending in state court. The Superintendent has filed a status report that Campney's motion for a new trial was denied by the Grafton County Superior Court on November 3, 2008, along with a copy of the decision.

Campney shall file a status report in this case, **on or before December 10, 2008**, providing notice as to whether he filed an appeal from the November 3, 2008, decision of the Grafton County Superior Court.

SO ORDERED.

  
Joseph A. DiClerico, Jr.  
United States District Judge

November 17, 2008

cc: Randy S. Campney, Sr., pro se  
Stephen D. Fuller, Esquire  
Susan P. McGinnis, Esquire